

## UNITED STATES DISTRICT COURT

for the  
Southern District of New York

<u>Securities and Exchange Commission</u>	)	
<i>Plaintiff</i>	)	
v.	)	Civil Action No. 23-civ-1346
<u>Do Kwon and Terraform Labs PTE Ltd.</u>	)	
<i>Defendant</i>	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: Securities and Exchange Commission  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

Counsel for Defendants have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

Defendants agree to save the expense of serving a summons and complaint in this case.

I understand that Defendants will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that Defendants waive any objections to the absence of a summons or of service.

Defendants understand they must file and serve an answer or a motion under Rule 12 within 90 days from February 22, 2023, the date when the request for waiver was sent, which is May 23, 2023. If Defendants fail to do so, a default judgment will be entered against Defendants.

Date: 2/28/2023

/s/ David L. Kornblau  
*Signature of the attorney or unrepresented party*

Do Kwon and Terraform Labs PTE Ltd.  
*Printed name of party waiving service of summons*

David L. Kornblau  
*Printed name*

1221 Avenue of the Americas, New York, NY 10020  
*Address*

david.kornblau@dentons.com  
*E-mail Address*

212-768-6890  
*Telephone number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

AO 399 (01/09) Waiver of the Service of Summons

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If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.